

### **Remark**

Applicant respectfully requests reconsideration of this application as amended. Claims 25, 30, 36, 44, 48 and 56 have been amended. No Claims have been cancelled. Therefore, claims 1-61 are present for examination.

### **Claim Objections**

Claims 25 and 30 are objected to because of the informalities. The claims are amended herein.

### **35 U.S.C. §112 Rejection**

The Examiner has rejected claims 36-42 under 35 U.S.C. § 112, second paragraph, as indefinite. Claim 36 is amended herein.

### **35 U.S.C. §103 Rejection**

#### *Persson in view of Jokinen*

The Examiner has rejected claims 1-3, 10, 12, 19, 20, 25, 26, 30, 31, 43, 47-50, 53-57 and 59-61 under 35 U.S.C. §103 (a) as being unpatentable over Persson et al., U.S. Patent No., 6,647,000 ("Persson") in view of Jokinen et al., U.S. Patent No. 6,522,670 ("Jokinen"). Jokinen is relied upon to show "transmitting a message being timed relative to the first broadcast message as taught by Jokinen in order to allow the mobile units to identify base stations of a TDMA cellular network."

However, Jokinen does not show this. Jokinen shows transmitting a broadcast channel message relative to the frame timing to allow the mobile units to listen for the

broadcast at the right time. The identity of the base station is still confirmed using the BSIC.

The claims contain limitations such as “the message being directed to a specific broadcasting terminal based on the timing relationship with the predetermined frame.”

Significantly: 1) In Jokinen, the mobile unit is listening for the base station, while in the claims, the broadcasting terminals are listening. 2) In Jokinen, the mobile identifies the base station using the BSIC, while in the claims, the timing is used to identify. 3) In Jokinen the timed message is directed to all mobile units within range, while in the claims, the message is directed to a specific terminal.

The Examiner has not explained how these differences are overcome, yet it remains that neither reference teaches or suggests, “the message being directed to a specific broadcasting terminal based on the timing relationship with the predetermined frame.” Accordingly, all of the pending claims are believed to be allowable.

### **35 U.S.C. §103 Rejection**

#### *Persson, Jokinen in view of Dunn or Almgren*

The Examiner has rejected claims under 35 U.S.C. §103 (a) as being unpatentable over (“Persson”) in view (“Jokinen”), and in further view of Dunn et al., U.S. Patent No. 6,591,103 (“Dunn”) or Almgren et al., U.S. Patent No. 6,212,384 (“Almgren”). These rejections rely on Jokinen discussed above and are accordingly traversed.

### **Allowable Subject Matter**

Claims 8, 9, 17, 18, 23, 24, 28, 29, 34 and 35 are indicated as allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. These claims remain in the application.

### **Conclusion**

Applicant respectfully submits that the rejections have been overcome by the amendment and remark, and that the claims as amended are now in condition for allowance. Accordingly, Applicant respectfully requests the rejections be withdrawn and the claims as amended be allowed.

### **Invitation for a Telephone Interview**

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

### **Request for an Extension of Time**

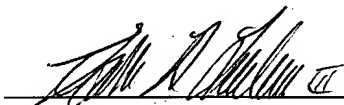
Applicant respectfully petitions for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.

Charge our Deposit Account.

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: September 11, 2006

  
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